

**RESOLUTION NO. 13-137 N.C.**

**A RESOLUTION OF THE CITY COUNCIL, RESOLVING ITS INTENTION TO AMEND THE FISCAL YEAR 2013-2014 CIP BUDGET AND SUBJECT TO THE BUDGET AMENDMENT, AUTHORIZING THE IMPLEMENTATION OF (PB C6 Project) THE SPAY-NEUTER PROJECT**

**BE IT RESOLVED** by the Council of the City of Vallejo as follows:

**WHEREAS**, Pursuant to Resolution No. 12-064 N.C. the City Council of the City of Vallejo declared its intent to establish a Participatory Budgeting process with the allocation of 30% of the 1% sales tax monies, Measure B funds, collected over a 15 month period from April 1, 2012 through June 30, 2013; and

**WHEREAS**, upon the completion of the Participatory Budgeting election process, the results were presented to this Council on May 28, 2013, and twelve projects were selected by the public, including 'the Spay Neuter Project' as described in the 'Description of voter Approved Project Proposal' attached to the staff report on that date, hereinafter, the "Project"; and

**WHEREAS**, Pursuant to Resolution No. 12-138 N.C. the Council adopted the Participatory Budgeting Rulebook determining that Participatory Budgeting Projects are eligible for funding if they meet the following criteria:

1. They benefit the public.
2. Are a one-time expenditure that can be completed with funds from the FY 2012-2013 budget.
3. Are implemented by the City of Vallejo, or in collaboration with the Vallejo City Unified School District, the Greater Vallejo Recreation District, or any other Public Agency, non-profit organization, or religious institution that operates in Vallejo. Projects implemented by non-city public agency must also include financial or value in kind contributions. Projects implemented by non-profit organizations or religious institutions must also meet the eligibility guidelines used by the Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program; and

**WHEREAS**, local government leaders are in a unique position to address the problems created by the unwanted animal population and the cost of animal control services in Vallejo; and

**WHEREAS**, the City of Vallejo spends over \$1 million annually on animal control and sheltering services; and

**WHEREAS**, a low and no cost spay and neuter service in Vallejo will help reduce Vallejo's overall pet population, thus reducing Vallejo's costs for animal control services; and

**WHEREAS**, the Council has received evidence and testimony on the Project.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Vallejo finds the foregoing recitals to be true and additionally finds that implementing this Project will provide a public benefit based on the recitals above.

**BE IT FURTHER RESOLVED** that the following conditions must be met prior to the disbursement of funds:


1. The project proponent must submit a grant application with specific eligibility requirements which will be established by the City Manager in a form as approved by the City Attorney. The grant application will describe how many spay/neuter procedures are planned for the fiscal year, how many will be performed for a reduced price (and what that cost is to the public), as well as how many free procedures are planned. The Grant Agreement, in a form to be approved by the City Attorney, will detail the number and cost of the procedures. The project proponent will be reimbursed on a per-procedure basis upon submission of evidence that a spay/neuter procedure has been performed for a Vallejo resident.
2. Pursuant to Cal.Gov. Code § 1090, no person who participated in any capacity (whether as a delegate, proponent or advisor) during the Participatory Budgeting Process for this Project may personally benefit by receipt of any funds contained in any grant agreement for this Project authorized by this resolution.
3. Project proponent will need to show proof of eligibility, ability to contract and demonstrated ability to deliver services to the public among other requirements consistent with this resolution.

**FURTHER, BE IT RESOLVED** that subject to the findings and the conditions set forth in this resolution, the City Council hereby:

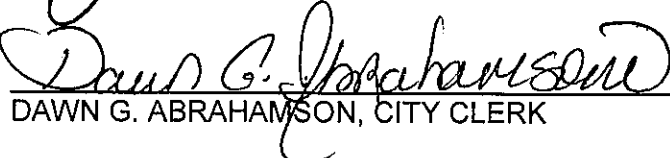
1. Expresses its intention to amend the Fiscal Year 2013-2014 General Fund and Capital Improvement Program (CIP) Budgets, redistributing \$165,000 from Project Number PB-000 in the CIP Budget to the City's General Fund to implement the Project, and, subject to this Council's authority to amend the budget at the next regular meeting, grants the City Manager the administrative authority to determine eligibility, disburse funds, and to take any and all required actions to implement the Project, consistent with this Resolution, the Vallejo Municipal Code, the PB Rule book and any other applicable authority, and additionally authorizes the City Manager to amend the project so as to ultimately promote the goals of the Project as set forth in the 'Description of voter-approved Project Proposal'.
2. Directs the City Manager to report to the City Council once all funds have been expended and the project is complete.

Adopted by the City Council of the City of Vallejo at a regular meeting held on August 27, 2013 by the following vote:

AYES:	Mayor Davis, Vice Mayor Gomes, and Councilmembers Brown, Malgapo, McConnell, Sampayan, and Sunga
NOES:	None
ABSTAIN:	None
ABSENT:	None

  
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 OSBY DAVIS, MAYOR

ATTEST:

  
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 DAWN G. ABRAHAMSON, CITY CLERK